

**AMENDMENT UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2623
PATENT**

**Application 09/945,350
Attorney Docket 2005P12937US (1120-004)**

REMARKS

Applicant respectfully thanks the Examiner for the consideration provided to this application, and respectfully requests reconsideration of this application. The Examiner is also thanked for determining each of claims 50 - 71 allowable. Applicant further thanks the Examiner for the Examiner-initiated telephone interview on 10 January 2008, during which claims 66 and 71 and paragraphs 44 and 70 were discussed.

Paragraphs 44 and 70 of the specification have been amended to eliminate typographical errors. No new matter has been introduced.

Each of claims 1-49 and 72-102 has been cancelled without prejudice or disclaimer.

Each of claims 66 and 71 has been amended to recite a "computer readable storage medium" for at least one reason unrelated to patentability, including at least one of: to explicitly present one or more elements, limitations, phrases, terms and/or words implicit in the claim as originally written when viewed in light of the specification, thereby not narrowing the scope of the claim; to detect infringement more easily; to enlarge the scope of infringement; to cover different kinds of infringement (direct, indirect, contributory, induced, and/or importation, etc.); to expedite the issuance of a claim of particular current licensing interest; to target the claim to a party currently interested in licensing certain embodiments; to enlarge the royalty base of the claim; to cover a particular product or person in the marketplace; and/or to target the claim to a particular industry.

Descriptive support for these claim amendments can be found in paragraph 44, which states that "[s]ome or all of the components or data structures may also be stored (e.g., as instructions or structured data) on a computer-readable medium, such as a hard disk, a memory, or a portable article to be read by an appropriate drive." In particular, one of ordinary skill in the art would instantly recognize that for anything to be stored on the recited "computer-readable medium", that "computer-readable medium" must implicitly function as a "computer-readable storage medium".

Claims 50 - 71 are now pending in this application. Each of claims 50, 64, 66, 67, and 71 is in independent form.

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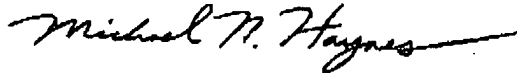
CONCLUSION

It is respectfully submitted that the application is in clear condition for allowance. Reconsideration, withdrawal of all grounds of rejection, and issuance of a Notice of Allowance are earnestly solicited.

The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. 1.16 or 1.17 to Deposit Account 50-2504. The Examiner is invited to contact the undersigned at 434-972-9988 to discuss any matter regarding this application.

Respectfully submitted,

Michael Haynes PLC



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